

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

4 United States of America.

5 Plaintiff,

MAGISTRATE NO. 08-00143-MHB

6 V.

7 Luis Jesus Chacon-Gonzalez,

Order Re: Extending Time to Indict

8 Defendant.

10 HAVING considered Defendant Luis Jesus Chacon-Gonzalez's Motion to
11 Extend Time and good cause having been shown;

12 THE COURT makes the following findings:

- 12 1. Counsel for defendant has only recently been appointed;

13 2. The defendant earnestly wishes to consider the plea offer extended by

14 the government;

15 3. The defendant wishes to investigate possible defenses prior to

16 considering the government's plea offer;

17 4. The government's plea offer, if accepted by the defendant and then the

18 court, would likely reduce defendant's exposure to a significant term of

19 imprisonment;

20 5. If the defendant does not timely accept the plea offer prior to indictment,

21 the government will withdraw said plea offer and any subsequent plea

22 offer after indictment would likely be less advantageous to the

23 defendant;

24 6. Failure to extend time for indictment in this instance would thus operate

25 to bar defendant from reviewing the government's plea offer in a

26 meaningful way prior to indictment; and

27 7. The ends of justice served by this continuance outweigh the best interest

28 of the public and the defendant in a speedy indictment.

1 IT IS HEREBY ORDERED that defendant's Motion to Extend Time for
2 Indictment requesting an extension of thirty (30) days within which the government
3 may seek to indict defendant, is hereby granted.

4 IT IS FURTHER ORDERED that excludable time shall begin to run on the
5 31st day after arrest for a period of thirty (30) days in which the government may
6 present the case to the grand jury.

7 Dated this 12th day of May, 2008.


Edward C. Voss
United States Magistrate Judge